

REMARKS

Initially, Applicants would like to express their appreciation to the Examiner, Ms. Hwei Siu Chou Payer, for the courtesy of the telephone interview conducted with their attorney Ms. Linda J. Hodge, on February 16, 2007. During the interview, the claims were discussed and compared to the prior art applied by the Examiner in the rejection, *i.e.*, MICINILIO (U.S. Design Patent No. 441,912). It was agreed that claim 1, amended to recite “a side cross section of the shaver in its entirety has a substantially S-shape defined by an upper back convex curved portion and an upper front concave curved portion located above the neck portion, and a lower back concave curved portion and a lower front convex curved portion located below the neck portion” patentably distinguishes over MICINILIO, as well as the other art of record. The Examiner advised Applicants’ attorney that since this application is under a Final Official Action, Applicant should file an RCE for this amendment to be considered. Further, as stated in the Final Official Action, claims 10 and 11 would be allowable if rewritten in independent form. Accordingly, Applicants have presented claim 1, amended to recite “a side cross section of the shaver in its entirety has a substantially S-shape defined by an upper back convex curved portion and an upper front concave curved portion located above the neck portion, and a lower back concave curved portion and a lower front convex curved portion located below the neck portion”. Newly presented claim 17, which is claim 10 rewritten in independent form, has been added. Newly presented claims 18-26, which are original dependent claims 2, 3, and 5-12, respectively, have been added.

Applicants would also like to express appreciation for the detailed Final Official Action.

Applicants acknowledge with appreciation the Examiner’s indication of allowable subject matter in claims 10 and 11; and in claim 1, if amended as discussed during the interview.

Upon entry of the above amendment, claim 1 will have been amended, claims 13-16 will have been canceled, and newly presented claims 17-26 will have been added. Accordingly, claims 1-3, 5-12, and 17-26 are currently pending. Applicants respectfully request reconsideration of the outstanding rejections and allowance of claims 1-3, 5-12, and 17-26 in the present application. Such action is respectfully requested and is now believed to be appropriate and proper.

The Examiner has objected to claims 13-16 as being duplicates of claims 6-9. In response, Applicants have canceled claims 13-16 as required by the Examiner. Accordingly, in view of the above noted amendments and remarks, it is believed that the objection to claims 13-16 is now moot.

Claims 1-3, 5, and 12 are rejected under 35 U.S.C. § 102(b) as being anticipated by MICINILIO (U.S. Design Patent No. 441,912).

Although Applicants do not necessarily agree with the Examiner's rejection of the claims on this ground, nevertheless, Applicants have amended independent claim 1 to clearly obviate the above noted ground of rejection in order to expedite prosecution of the present application. In this regard, claim 1 has been amended to set forth a shaver including, inter alia, "a side cross section of the shaver in its entirety has a substantially S-shape defined by an upper back convex curved portion and an upper front concave curved portion located above the neck portion, and a lower back concave curved portion and a lower front convex curved portion located below the neck portion", which the Examiner indicated during the interview would overcome the rejection over MICINILIO. Accordingly, in view of the above noted amendments and remarks, it is believed that the rejection of claim 1 under 35 U.S.C. § 102(b) over MICINILIO is improper and withdrawal thereof is respectfully requested.

Further, it is respectfully submitted that the proposed amendment is proper for entry since it merely clarifies the language describing the S-shaped side cross section of the shaver. The S-shaped

side cross section of the shaver was set forth in the claims as originally filed. The originally filed claims recited an S-shaped cross section, and did not particularly set forth an upper back convex curved portion and an upper front concave curved portion located above the neck portion, and a lower back concave curved portion and a lower front convex curved portion located below the neck portion. Nevertheless, the originally filed claims did set forth an S-shaped side cross section, and this is an issue about which Applicants have already presented arguments in the response under 37 C.F.R. § 1.111 filed on November 2, 2006.

Applicants submit that dependent claims 2, 3, and 5-12, which are at least patentable due to their dependency from claim 1 for the reasons noted above, recite additional features of the invention and are also separately patentable over the prior art of record based on the additionally recited features.

Applicants submit that none of the references of record, considered alone or in any proper combination thereof, anticipate or render obvious Applicants' invention as recited in newly submitted claims 17-26. Further, claim 10, which the Examiner has indicated contains allowable subject matter, has been rewritten in independent form as claim 17. New dependent claims 18-26, correspond to dependent claims 2, 3, and 5-12, respectively, and are also allowable.

Accordingly, Applicants respectfully request reconsideration and withdrawal of the rejections, and an early indication of the allowance of claims 1-3, 5-12, and 17-26.

SUMMARY AND CONCLUSION

In view of the foregoing, it is submitted that the proposed amendment is proper for entry since it merely clarifies the language describing the S-shaped side cross section of the shaver, which S-shaped side cross section was claimed in the originally filed claims, is an issue about which Applicants have already presented arguments, and it is also submitted that none of the references of

record, considered alone or in any proper combination thereof, anticipate or render obvious Applicants' invention as recited in claim 1, as agreed to by the Examiner during the interview on February 16, 2007.

Accordingly, consideration of the present amendment, reconsideration of the outstanding Final Official Action, and allowance of the present amendment and all of the claims therein are respectfully requested and now believed to be appropriate.

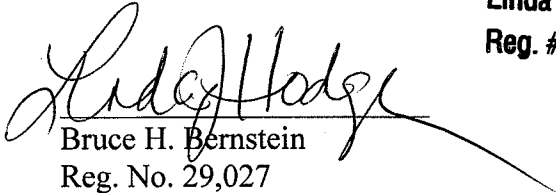
Applicants have made a sincere effort to place the present application in condition for allowance and believe that they have now done so.

Any amendments to the claims which have been made in this amendment, which do not narrow the scope of the claims, and which have not been specifically noted to overcome a rejection based upon the prior art, should be considered cosmetic in nature, and to have been made for a purpose unrelated to patentability, and no estoppel should be deemed to attach thereto.

Should there be any questions, the Examiner is invited to contact the undersigned at the below listed number.

Respectfully submitted,
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